



Dispute Resolution Commission

**Meeting
Friday, June 3, 2022
8:30 am**

Remote Meeting Held Via WebEx

1. **Welcome and Announcements** – Judge Gorham
 - a. Welcome.
 - b. Introduction of newly appointed DRC Member and Ex-Officio Member.
 - c. Approval of February 25, 2022, Meeting Minutes.
2. **Office Report** – Ms. Kozlowski
 - a. State Ethics Commission Report on Newly Appointed Commissioner.
 - b. Applications/Member Renewal.
 - c. Budget.
 - d. Conflict Resolution Day.
3. **Committee Reports** –
 - a. **Executive Committee Report** – Judge Gorham
 - i. Nothing to Report.
 - b. **Grievance and Disciplinary Committee** – Mrs. Nease Brown
 - i. Update on complaint activity.
 1. The committee found probable cause of violations of the Standards of Conduct against Mediator B.
 2. A complaint was filed against a DCC Mediator, Mediator C.
 3. Staff investigating potential failure to accurately report on a renewal application by Mediator D.

- ii. Update on conduct, fitness, and renewal application issues (character concerns raised by staff).
 - 1. None.
 - iii. Update on conduct, fitness update on applicant and pre-approval issues (character concerns raised by staff).
 - 1. Denial of Superior Court application, Mediator E.
 - c. **Mediator Certification and Training Committee** – Judge Tyson
 - i. CME offerings approved since the Commissions February 2022 meeting.
 - ii. Applications for certification that came before the Committee.
 - 1. None.
 - iii. Previous Matters
 - 1. Rule 8, making the 12-hour family law basics course a pre-requisite for the 40 and 16-hour training course.
 - 2. Rule 8, remove stale grandfathering language.
 - 3. Rule 8, require the 6-hour legal term course to be a prerequisite for the 40 or 16-hour training.
 - 4. DRC Compliance Policy.
 - 5. Rule 9, removing family law training from Rule and Guidelines.
 - a. Family law training Guidelines 40 and 16-hour mediation course.
 - iv. New Matters
 - 1. Review of request to amend Advertising Policy.
 - d. **Civil Sub Committee** – Ms. Wood
 - i. Previous Matters.
 - 1. Forms still pending with AOC civil forms subcommittee:
 - a. Revisions to Petition and Order for Relief from Obligation to Pay Mediator’s Fee: AOC-CV-814; AOC-CV-828; and AOC-G-306.
 - 2. Forms Updated: AOC-DRC-22.
 - 3. FFS Asset Guide.
 - 4. All Rule Sets – proposed amendments no retrieval of metadata.
 - 5. MSC Rule 6(b)(4) allowing for partial settlements.
 - a. Report of Mediator.
 - 6. All Rule Sets – proposed amendments mediator’s duty to announce no recording.
 - ii. New Matters
 - 1. None.
 - e. **Standards and Advisory Opinions Committee Report** – Ms. Morgenstern
 - i. Previous Matters
 - 1. None.

- ii. New Matters
 - 1. Metadata – Proposed AO, A-22.
 - 2. Ability to Draft Certain Provisions of an Agreement to Mediate.
- f. **Criminal Sub Committee** – DA David
 - i. Previous Matters
 - 1. Update on progress to revive the District Criminal Court program.
 - ii. New Matters
 - 1. None.
- g. **New Media Committee** – Mr. Soni
 - i. Updates to website.
 - ii. Social Media Presence.
- h. **Ad Hoc Attendance Review Committee** – Mr. Soni
 - i. Previous Matters
 - 1. Proposed Draft Rule 4.
 - ii. New Matters
- 4. **Ad Hoc Committee Reports** –
 - a. Committee on Long Range Planning – Ms. Nease Brown
 - i. Nothing to Report.
 - b. eCourt Committee – Ms. Greene
 - c. Video Observation Committee – Mr. Wijewickrama.
 - i. Nothing to Report.
- 5. **Ex Officio and Other Organization Reports.**
 - a. Mediation Network – Ms. Estle
 - b. Court Staff – Ms. Greene
 - i. Stats for MSC, FFS, and ARB.
 - c. NC Court Managers Conference – Ms. Tate
 - d. NCBA Dispute Resolution Section – Ms. Kromer
 - e. Industrial Commission – Ms. Nance
 - f. Court of Appeals – Judge Tyson
 - g. Legislation – Mr. Laney
- 6. **Update on next meeting** – Maureen Robinson
- 7. **Adjournment** – Judge Gorham